

**DISABILITY SERVICES AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Melissa G. Ballard**

Senate Sponsor: Ann Millner

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**LONG TITLE****General Description:**

This bill creates the Coordinated Care Services for Children with Disabilities Grant Program.

**Highlighted Provisions:**

This bill:

- defines terms;
- creates the Coordinated Care Services for Children with Disabilities Grant Program within the Department of Health and Human Services;
- creates research and reporting requirements;
- provides a sunset date; and
- makes technical and conforming changes.

**Money Appropriated in this Bill:**

This bill appropriates in fiscal year 2025:

- to Department of Health and Human Services - Long-Term Services & Support - Community Supports Waiver Services as a one-time appropriation:
  - from the General Fund, One-time, \$1,200,000

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

AMENDS:



**63I-1-226 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 249, 269, 270, 275, 332, 335, 420, and 495 and repealed and reenacted by Laws of Utah 2023, Chapter 329

**63I-1-226 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 249, 269, 270, 275, 310, 332, 335, 420, and 495 and repealed and reenacted by Laws of Utah 2023, Chapter 329 and last amended by Coordination Clause, Laws of Utah 2023, Chapters 329, 332

ENACTS:

**26B-4-326**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **26B-4-326** is enacted to read:

**26B-4-326. Coordinated Care Services for Children with Disabilities Grant Program.**

(1) As used in this section:

(a) "Coordinated care services" means coordinated medical and behavioral health services provided in the home of a qualified enrollee or in a clinical setting.

(b) "Program" means a statewide program described in Subsection (2).

(c) "Qualified enrollee" means an individual:

(i) who is less than 19 years old;

(ii) who is not served under an existing home and community-based services waiver;

and

(iii) who, because of a physical, intellectual, or developmental disability, meets the level of care criteria for admission to a hospital, nursing facility, or intermediate care facility and can receive such care while living at home.

(2) There is created the Coordinated Care Services for Children with Disabilities Grant Program to award one or more grants for implementation of a statewide program to provide qualified enrollees with coordinated care services with the goal of enabling an individual to live at home and not be placed in an institutional setting.

(3) The department and a grant recipient shall cooperate to research and evaluate:

(a) whether enrollment in the program contributed to a reduction in:

59 (i) the need for hospitalizations, emergency department visits, and other services  
60 provided in an institutional setting, for qualified enrollees who received coordinated care  
61 services through the program; and

62 (ii) the need for time away from work for parents of qualified enrollees;

63 (b) medical needs of qualified enrollees throughout the state;

64 (c) financial barriers for families of qualified enrollees in accessing medical care;

65 (d) gaps in private insurance coverage for families of children with significant  
66 disabilities or complex medical needs;

67 (e) services and therapies currently not accessible through an existing home and  
68 community-based services waiver that may benefit qualified enrollees; and

69 (f) satisfaction of qualified enrollees and their family members with the program.

70 (4) (a) A political subdivision, institution of higher education, or not-for-profit  
71 organization may submit a proposal to the department for a grant to implement a program.

72 (b) A proposal described in Subsection (4)(a) shall:

73 (i) describe the anticipated short-term and long-term benefits of providing coordinated  
74 care services to qualified enrollees;

75 (ii) provide details regarding:

76 (A) how the political subdivision, institution of higher education, or not-for-profit  
77 organization plans to implement a program; and

78 (B) any plan to use funding sources in addition to a grant awarded under this section  
79 for the program; and

80 (iii) provide any other information the department determines necessary to evaluate the  
81 proposal.

82 (5) In evaluating a proposal under Subsection (4), the department shall consider:

83 (a) how the political subdivision, institution of higher education, or not-for-profit  
84 organization will ensure effective administration of a proposed program;

85 (b) the extent to which any additional funding sources described in the proposal are  
86 likely to benefit the program; and

87 (c) the sustainability of the proposal.

88 (6) Before July 1, 2025, the department shall provide a written report to the Health and  
89 Human Services Interim Committee regarding:

90 (a) data gathered in relation to each program for which a grant is awarded under this  
91 section; and

92 (b) recommendations resulting from the research and evaluation described in  
93 Subsection (3).

94 Section 2. Section **63I-1-226 (Superseded 07/01/24)** is amended to read:

95 **63I-1-226 (Superseded 07/01/24). Repeal dates: Titles 26A through 26B.**

96 (1) Subsection **26B-1-204(2)(i)**, related to the Primary Care Grant Committee, is  
97 repealed July 1, 2025.

98 (2) Section **26B-1-315**, which creates the Medicaid Expansion Fund, is repealed July 1,  
99 2024.

100 (3) Section **26B-1-319**, which creates the Neuro-Rehabilitation Fund, is repealed  
101 January 1, 2025.

102 (4) Section **26B-1-320**, which creates the Pediatric Neuro-Rehabilitation Fund, is  
103 repealed January 1, 2025.

104 (5) Subsection **26B-1-324(4)**, the language that states "the Behavioral Health Crisis  
105 Response Commission, as defined in Section **63C-18-202**," is repealed December 31, 2026.

106 (6) Subsection **26B-1-329(6)**, related to the Behavioral Health Crisis Response  
107 Commission, is repealed December 31, 2026.

108 (7) Section **26B-1-402**, related to the Rare Disease Advisory Council Grant Program, is  
109 repealed July 1, 2026.

110 (8) Section **26B-1-409**, which creates the Utah Digital Health Service Commission, is  
111 repealed July 1, 2025.

112 (9) Section **26B-1-410**, which creates the Primary Care Grant Committee, is repealed  
113 July 1, 2025.

114 (10) Section **26B-1-416**, which creates the Utah Children's Health Insurance Program  
115 Advisory Council, is repealed July 1, 2025.

116 (11) Section **26B-1-417**, which creates the Brain Injury Advisory Committee, is  
117 repealed July 1, 2025.

118 (12) Section **26B-1-418**, which creates the Neuro-Rehabilitation Fund and Pediatric  
119 Neuro-Rehabilitation Fund Advisory Committee, is repealed January 1, 2025.

120 (13) Section **26B-1-422**, which creates the Early Childhood Utah Advisory Council, is

121 repealed July 1, 2029.

122 (14) Section 26B-1-428, which creates the Youth Electronic Cigarette, Marijuana, and  
123 Other Drug Prevention Program, is repealed July 1, 2025.

124 (15) Section 26B-1-430, which creates the Coordinating Council for Persons with  
125 Disabilities, is repealed July 1, 2027.

126 (16) Section 26B-1-431, which creates the Forensic Mental Health Coordinating  
127 Council, is repealed July 1, 2023.

128 (17) Section 26B-1-432, which creates the Newborn Hearing Screening Committee, is  
129 repealed July 1, 2026.

130 (18) Section 26B-1-434, regarding the Correctional Postnatal and Early Childhood  
131 Advisory Board, is repealed July 1, 2026.

132 (19) Section 26B-2-407, related to drinking water quality in child care centers, is  
133 repealed July 1, 2027.

134 (20) Subsection 26B-3-107(9), which addresses reimbursement for dental hygienists, is  
135 repealed July 1, 2028.

136 (21) Section 26B-3-136, which creates the Children's Health Care Coverage Program,  
137 is repealed July 1, 2025.

138 (22) Section 26B-3-137, related to reimbursement for the National Diabetes Prevention  
139 Program, is repealed June 30, 2027.

140 (23) Subsection 26B-3-213(2), the language that states "and the Behavioral Health  
141 Crisis Response Commission created in Section 63C-18-202" is repealed December 31, 2026.

142 (24) Sections 26B-3-302 through 26B-3-309, regarding the Drug Utilization Review  
143 Board, are repealed July 1, 2027.

144 (25) Title 26B, Chapter 3, Part 5, Inpatient Hospital Assessment, is repealed July 1,  
145 2024.

146 (26) Title 26B, Chapter 3, Part 6, Medicaid Expansion Hospital Assessment, is  
147 repealed July 1, 2024.

148 (27) Title 26B, Chapter 3, Part 7, Hospital Provider Assessment, is repealed July 1,  
149 2028.

150 (28) Section 26B-3-910, regarding alternative eligibility, is repealed July 1, 2028.

151 (29) Section 26B-4-136, related to the Volunteer Emergency Medical Service

Personnel Health Insurance Program, is repealed July 1, 2027.

(30) Section [26B-4-326](#), related to the Coordinated Care Services for Children with Disabilities Grant Program, is repealed July 1, 2027.

~~[(30)]~~ (31) Section [26B-4-710](#), related to rural residency training programs, is repealed July 1, 2025.

~~[(31)]~~ (32) Subsections [26B-5-112](#)(1) and (5), the language that states "In consultation with the Behavioral Health Crisis Response Commission, established in Section [63C-18-202](#)," is repealed December 31, 2026.

~~[(32)]~~ (33) Section [26B-5-112.5](#) is repealed December 31, 2026.

~~[(33)]~~ (34) Section [26B-5-114](#), related to the Behavioral Health Receiving Center Grant Program, is repealed December 31, 2026.

~~[(34)]~~ (35) Section [26B-5-118](#), related to collaborative care grant programs, is repealed December 31, 2024.

~~[(35)]~~ (36) Section [26B-5-120](#) is repealed December 31, 2026.

~~[(36)]~~ (37) In relation to the Utah Assertive Community Treatment Act, on July 1, 2024:

(a) Subsection [26B-5-606](#)(2)(a)(i), the language that states "and" is repealed; and

(b) Subsections [26B-5-606](#)(2)(a)(ii), [26B-5-606](#)(2)(b), and [26B-5-606](#)(2)(c) are repealed.

~~[(37)]~~ (38) In relation to the Behavioral Health Crisis Response Commission, on December 31, 2026:

(a) Subsection [26B-5-609](#)(1)(a) is repealed;

(b) Subsection [26B-5-609](#)(3)(a), the language that states "With recommendations from the commission," is repealed;

(c) Subsection [26B-5-610](#)(1)(b) is repealed;

(d) Subsection [26B-5-610](#)(2)(b), the language that states "and in consultation with the commission," is repealed; and

(e) Subsection [26B-5-610](#)(4), the language that states "In consultation with the commission," is repealed.

~~[(38)]~~ (39) Subsections [26B-5-611](#)(1)(a) and (10), in relation to the Utah Substance Use and Mental Health Advisory Council, are repealed January 1, 2033.

183           ~~[(39)]~~ (40) Section 26B-5-612, related to integrated behavioral health care grant  
184 programs, is repealed December 31, 2025.

185           ~~[(40)]~~ (41) Subsection 26B-7-119(5), related to reports to the Legislature on the  
186 outcomes of the Hepatitis C Outreach Pilot Program, is repealed July 1, 2028.

187           ~~[(41)]~~ (42) Section 26B-7-224, related to reports to the Legislature on violent incidents  
188 and fatalities involving substance abuse, is repealed December 31, 2027.

189           ~~[(42)]~~ (43) Title 26B, Chapter 8, Part 5, Utah Health Data Authority, is repealed July 1,  
190 2024.

191           ~~[(43)]~~ (44) Section 26B-8-513, related to identifying overuse of non-evidence-based  
192 health care, is repealed December 31, 2023.

193           Section 3. Section 63I-1-226 (Effective 07/01/24) is amended to read:

194           **63I-1-226 (Effective 07/01/24). Repeal dates: Titles 26A through 26B.**

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(29) Section 26B-4-326, related to the Coordinated Care Services for Children with Disabilities Grant Program, is repealed July 1, 2027.

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~~[(35)]~~ (36) In relation to the Utah Assertive Community Treatment Act, on July 1, 2024:

(a) Subsection 26B-5-606(2)(a)(i), the language that states "and" is repealed; and

(b) Subsections 26B-5-606(2)(a)(ii), 26B-5-606(2)(b), and 26B-5-606(2)(c) are repealed.

~~[(36)]~~ (37) In relation to the Behavioral Health Crisis Response Commission, on December 31, 2026:

(a) Subsection 26B-5-609(1)(a) is repealed;

(b) Subsection 26B-5-609(3)(a), the language that states "With recommendations from the commission," is repealed;

(c) Subsection 26B-5-610(1)(b) is repealed;

(d) Subsection 26B-5-610(2)(b), the language that states "and in consultation with the commission," is repealed; and

(e) Subsection 26B-5-610(4), the language that states "In consultation with the commission," is repealed.

~~[(37)]~~ (38) Subsections 26B-5-611(1)(a) and (10), in relation to the Utah Substance Use and Mental Health Advisory Council, are repealed January 1, 2033.

~~[(38)]~~ (39) Section 26B-5-612, related to integrated behavioral health care grant programs, is repealed December 31, 2025.

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~~[(42)]~~ (43) Section 26B-8-513, related to identifying overuse of non-evidence-based health care, is repealed December 31, 2023.

#### Section 4. **Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2024, and ending June 30, 2025. These are additions to amounts previously appropriated for fiscal year 2025.

#### Subsection 4(a). **Operating and Capital Budgets.**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1 To Department of Health and Human Services - Long-Term Services & Support

From General Fund, One-time	\$1,200,000
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#### Schedule of Programs:

Community Supports Waiver Services	\$1,200,000
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The Legislature intends that the Department of Health and Human Services use the appropriation under this item for the Coordinated Care Services for Children with Disabilities Grant Program created in Section 26B-4-326.

#### Section 5. **Effective date.**

(1) Except as provided in Subsection (2), this bill takes effect on May 1, 2024.

307           (2) The actions affecting Section [63I-1-226](#) (Effective 07/01/24) take effect on July 1,  
308   2024.